

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

NATIONAL FEDERATION OF THE  
BLIND, on behalf of its members and  
itself, MICHAEL MAY, MICHAEL  
HINGSON, and CHRISTINA THOMAS,  
on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

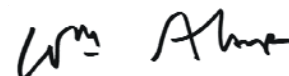
UNITED AIRLINES INC.,  
Defendant.

No. C 10-04816 WHA

**REQUEST FOR INPUT FROM  
THE UNITED STATES AND THE  
UNITED STATES DEPARTMENT  
OF TRANSPORTATION**

The Court requests the views of the United States and the United States Department of Transportation within 45 calendar days from the date of this order on the preemption issues raised in this case, namely: (1) whether 14 C.F.R. 382.57 preempts application of California state law as to requiring blind-accessible ticketing kiosks at airports, and (2) whether the Airline Deregulation Act preempts state anti-discrimination laws related to airline service as to blind patrons regarding kiosks. The Court is interested in whether the DOT comprehensively regulates the extent to which alternative facilities are made available to blind individuals at airports in the United States from the ticketing section through the departure/arrival gates. Please advise promptly on how long it will take the federal agency to respond. The Clerk shall serve this order on the United States Attorney's Office.

Dated: February 7, 2011.



WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE